FRANNY A. FORSMAN
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Attorney for: LARRY MILLER

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

* * *

UNITED STATES OF AMERICA, Plaintiff, vs. LARRY MILLER, Defendant.	2:09-cr-006-RLH-PAL **STIPULATION TO CONTINUE REVOCATION HEARING** (First Request)

IT IS HEREBY STIPULATED AND AGREED, by and between Gregory A. Brower, United States Attorney, and Russell Marsh, Assistant United States Attorney, counsel for the United States of America, and Franny A. Forsman, Federal Public Defender, and Raquel Lazo, Assistant Federal Public Defender, counsel for LARRY MILLER, that the revocation hearing scheduled on Wednesday, April 15, 2009, at 10:00 a.m., be vacated and be continued to a date and time convenient to the Court, but no earlier than twenty one (21) days.

This Stipulation is entered into for the following reasons:

1. Defense counsel needs additional time to meet with the client and discuss the details of his case.

2. Defense counsel will be out of the jurisdiction from Friday, April 24, 2009 through Monday, May 4, 2009.

3. The defendant is not in custody and agrees with the need for the continuance.

This is the first request for a continuance of the revocation hearing.

DATED this 13th day of April, 2009.

FRANNY A. FORSMAN
Federal Public Defender

By: /s/ Raquel Lazo
RAQUEL LAZO
Assistant Federal Public Defender

GREGORY A. BROWER,
United States Attorney

By: s/ Russell E. Marsh
RUSSELL E. MARSH
Assistant United States Attorney

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

UNITED STATES OF AMERICA, Plaintiff, vs. LARRY MILLER,, Defendant.	2:09-cr-006-RLH-PAL FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER

FINDINGS OF FACT

Based on the pending Stipulation of counsel, and good cause appearing therefore, the Court finds that:

1. Defense counsel needs additional time to meet with the client and discuss the details of his case.

2. Defense counsel will be out of the jurisdiction from Friday, April 24, 2009 through Monday, May 4, 2009.

3. The defendant is not in custody and agrees with the need for the continuance.

CONCLUSIONS OF LAW

Defense counsel needs additional time to meet with the client and discuss the details of his case. Defense counsel will be out of the jurisdiction from Friday, April 24, 2009 through Monday, May 4, 2009. Therefore, the interest of justice is best served by granting the continuance.

ORDER

IT IS THEREFORE ORDERED that the revocation hearing scheduled on Wednesday, April 15, 2009, at 10:00 a.m., be vacated and continued to ___________________________________at the hour of ________ ___.m.

DATED this ____ day of _______________________ , 2009.

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UNITED STATES DISTRICT JUDGE